

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ABRAHAM HEREDIA-OLIVA,

Petitioner,

NO. CV-09-036-RHW

vs.

ORDER DISMISSING HABEAS ACTION

STATE OF WASHINGTON,

Respondent.

14 By Order filed March 20, 2009, the court directed Petitioner, a
15 prisoner at the Federal Correctional Institution in Herlong,
16 California, to show cause why this habeas action should not be
17 dismissed for lack of jurisdiction, and as untimely. Petitioner is
18 proceeding *pro se* and *in forma pauperis*; Respondent has not been
19 served.

Petitioner did not respond to the court's directive and he has filed nothing further in this action. For the reasons set forth in the previous Order, **IT IS ORDERED** the Petition is **DISMISSED** for lack of personal jurisdiction, *Dunne v. Henman*, 875 F.2d 244, 249 (9th Cir. 1989), and as untimely under 28 U.S.C. § 2244(d).

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28 ORDER DISMISSING HABEAS ACTION -- 1

IT IS SO ORDERED. The District Court Executive is directed to enter this Order, enter judgment, forward a copy to Petitioner at his last known address and close the file.

DATED this 29th day of April, 2009.

S/ Robert H. Whaley

ROBERT H. WHALEY
Chief United States District Judge

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